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8                          IN THE UNITED STATES DISTRICT COURT  
9                          FOR THE EASTERN DISTRICT OF CALIFORNIA

10 ROBERT HENRY,

11                          Petitioner,                          No. CIV S-94-0916 JKS EFB P

12                          vs.

13 CHARLES D. MARSHALL,

14                          Respondent.                          ORDER

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16                          Petitioner is a state prisoner without counsel seeking a writ of habeas corpus. *See* 28  
17 U.S.C. § 2254. An evidentiary hearing was held in this action on April 20, 21, and 23, 2009. At  
18 the conclusion of the evidentiary hearing on April 23, 2009, the court discussed a briefing  
19 schedule with the parties. Petitioner indicated that, assuming he has access to the law library and  
20 his legal materials, he could submit a brief within thirty days. Respondent requested ten to  
21 fourteen days to respond to petitioner's brief.

22                          Accordingly, IT IS HEREBY ORDERED that:

- 23                          1. Petitioner shall file a brief in this action on or before May 21, 2009;  
24                          2. Respondent shall file a responsive brief on or before June 4, 2009;  
25                          3. Petitioner shall file a response, if any, to respondent's brief on or before June 18,  
26 2009; and

1           4. In light of those deadlines, between now and June 18, 2009, petitioner shall be given  
2 preferred legal user status and access to the law library at CSP-Sacramento, CSP-Corcoran, or  
3 any other institution at which he is housed.

4 DATED: April 24, 2009.

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6 EDMUND F. BRENNAN  
7 UNITED STATES MAGISTRATE JUDGE  
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